

PTO/SB/21 (02-04)

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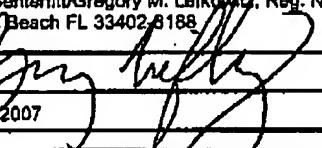
TRANSMITTAL  
FORM

(to be used for all correspondence after initial filing)

Application Number	10/826,178	RECEIVED	
Filing Date	July 24, 2003	CENTRAL FAX CENTER	
First Named Inventor	SURBURG, Horst		
Art Unit	1621	JAN 03 2007	
Examiner Name	KEYS, Rosalyn Ann		
Total Number of Pages in This Submission	4	Attorney Docket Number	3968-088

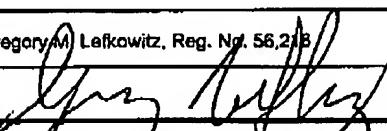
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Akerman Senterfitt/Gregory M. Lefkowitz, Reg. No. 56,216 West Palm Beach FL 33402-8188
Signature	
Date	January 3, 2007

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Gregory M. Lefkowitz, Reg. No. 56,216
Signature	
Date	January 3, 2007

This collection of information is required by 37 CFR 1.6. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.	:	10/626,178	Confirmation No.	:	3190
Applicant	:	SURBURG, Horst	<b>RECEIVED CENTRAL FAX CENTER</b>		
Filed	:	July 24, 2003			
Group Art Unit	:	1621	<b>JAN 03 2007</b>		
Examiner	:	KEYS, Rosalynd Ann			
Docket No.	:	3968.088			
For	:	RHINOLOGICALLY ACTIVE SUBSTANCES			

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**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.56**

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MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56, Applicants hereby notify the U.S. Patent Office of the documents listed on the attached Form PTO/SB08/A.

Copies of the cited foreign references are enclosed.

Applicant certifies that each item of information contained in the Information Disclosure Statement was first cited in communications from a foreign patent office in a counterpart foreign application more than three months prior to the filing of this Information Disclosure Statement but prior to receiving a first Office Action on the merits.

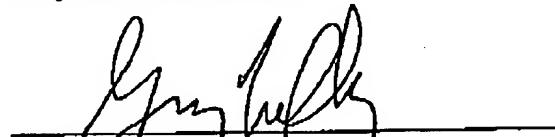
Submission of the listed documents is not intended as an admission that such documents constitute prior art against the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove the listed documents as competent references against the present application. Applicants submit that the present invention is patentable over the cited references.

(WP341882;1)

Application Serial No. 10/626,178  
INFORMATION DISCLOSURE STATEMENT  
Attorney Docket No.: 3968-088

This Information Disclosure Statement is filed before the first office action on the merits following the filing of a Request for Continued Examination; therefore, no fees are believed due. However, if a fee is due, the Commissioner is hereby authorized to charge such fee to Deposit Account No. 50-0951.

Respectfully submitted,



Date: 1/3/07

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{WP341882;1}

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PTO/SB/08A (07-05)

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Substitute for form 1449/PTO		<b>Complete If Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(Use as many sheets as necessary)</i>		Application Number	10/626,178
		Filing Date	July 24, 2003
		First Named Inventor	SURBURG
		Art Unit	1621
		Examiner Name	Keys, Rosalynd Ann
		Attorney Docket Number	3968-088
Sheet	1	of	11

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear/
		Country Code <sup>2</sup> Number <sup>3</sup> King Code <sup>4</sup> (if known)	MM-DD-YYYY		
		WO 00/08050 A1	02-10-2000	FAUST	
		EP 0 262 388 B1	04-06-1988	BASF AKTIENGESELLSCHAFT	✓
		JP 11-152235	06-08-1999	TORAY INDUSTRIES	✓

Examiner Signature		Date Considered	
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**"EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 608. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. "Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. "Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.15 if possible. <sup>5</sup> Applicant is to place a check mark here if English language Translation is attached.**

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